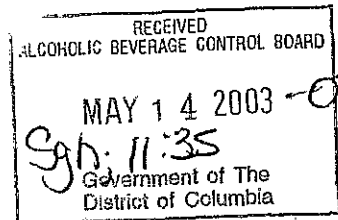


#34821



## Cooperative Agreement

Made this 16<sup>th</sup> day of April 2003 by and between BECKMAN 1411 SA on behalf of Roberto's 1/a  
----- (the Applicant) and 1/a the parties who signed the initial letter of protest regarding this  
matter (collectively referred to as the "Protestants").

## Witnesseth

Whereas, Applicant's application for the renewal of a Class D Tavern license for premises, 3708 14<sup>th</sup>  
Street, NW, ABC Application Number 34821 is now pending before the District of Columbia Alcoholic  
Beverage Control Board (ABC Board) and,

Whereas the premises is within the boundaries of ANC 4C04 and,

Whereas, The parties desire to enter into an agreement governing certain understandings regarding the  
issuance of a Class D Tavern Liquor License at the subject premises; and,

Whereas, the strict enforcement of health, safety and security regulations enhances compliance with such  
regulations, and in turn, preserves and enhances the peace, order and quiet of communities within the  
District of Columbia; and,

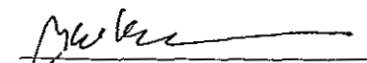
Now THEREFORE in consideration of the recitals set forth above and the mutual covenants and conditions  
set forth below, the parties agree as follows:

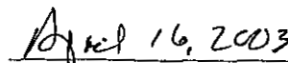
- a) Applicant shall take reasonable steps to assure the immediate environs of the establishment  
are kept free of litter and debris. Applicant shall clean the sidewalk in front of the premises  
up to and including eighteen inches from the curb on an as needed basis, but not less than  
twice per day. Applicant shall maintain trash, garbage and recycling material storage  
facilities in which all containers have lids which are kept securely closed at all times, which  
containers shall be sufficient to contain all trash, garbage and recyclable materials generated  
by the establishment, and to assure that trash, garbage and recyclable materials are removed  
twice a week.
- b) Applicant shall take all reasonable measures to discourage loitering in front of and in the rear  
of the establishment. Applicant shall maintain "No Loitering" signs in English and in  
Spanish inside and outside in the front of the premises and instruct loiterers to leave;
- c) Applicant shall place signs in both English and Spanish and maintain said signs inside the  
premises which instruct patrons not to take alcohol outside of the premises;
- d) Applicant shall not, directly or indirectly, knowingly sell or deliver alcoholic beverages to any  
intoxicated persons, or to any person who appears to be intoxicated, and will cooperate with  
the Metropolitan Police Department as needed. Applicant shall not sell or deliver alcoholic  
beverages to anyone accompanying a person who has been denied service if there is an  
apparent attempt to deliver the alcoholic beverage to the person who has been denied service.  
Applicant shall not sell or deliver alcoholic beverages to any person or persons under the age  
of 21, and will prominently display the fact that such sales are prohibited and that patrons are

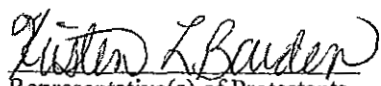
subject to being asked to produce valid proof of age. These specific sale restrictions shall be posted in English and Spanish on signs in the establishment.

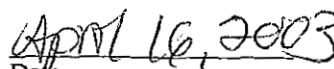
- e) Applicant shall ensure that the music inside the establishment cannot be heard outside of the establishment. Applicant shall keep the back door to the establishment closed on days that the establishment is open.
  - f) Applicant shall participate in community oversight and attend quarterly status meetings with Protestants at Protestant's request. Protestants shall provide two weeks notice to Applicant for meeting request.
  - g) Applicant shall post signs in both English and Spanish that encourage responsible alcohol consumption and designating a non-drinking driver if patrons arrive and leave by private automobile.
  - h) Applicant shall comply with all District of Columbia rules and regulations that apply to the ownership and operation of the business establishment.
1. In consideration of, and reliance upon, the commitments reflected in paragraph 1, the Protestants hereby withdraw their opposition to the applicant's pending license application;
  2. The parties further agree that any failure of Applicant to adhere to the foregoing commitments would constitute grounds for the ABC Board to revoke the Class D license for premises at 3708 14<sup>th</sup> Street, NW and for the Protestants to petition the ABC Board for issuance of an order to show cause pursuant to 23 D.C.M.R. Section 1513.5 (1997) or any regulation of similar purpose adopted by the ABC Board.
  3. This cooperative agreement shall be binding on anyone to whom this liquor license is sold, transferred or assigned.
  4. This Voluntary Agreement may be executed in any number of counterparts, each of which, when so executed and delivered, shall be an original, but all of which together shall constitute an agreement binding on all the parties hereto. Facsimile signatures shall be considered to be execution of the original.

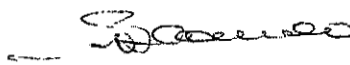
IN WITNESS WHEREOF, the parties have affixed hereto their hands and signatures.


SEALMAN W  
126   
Roberto Keller  
Owner and Operator

  
Date

  
Representative(s) of Protestants  
Kristen L. Barden  
1403 Varnum St, NW

  
Date

  
Dolly Blauco  
1408 Quincy St. NW

  
Marko Doukanovic  
1414 Quincy St NW

APRIL 25-2003

APRIL 30, 2003  
ST NW

Jeff Goetz

5-6-03

1383 Quincy ST NW  
Name and Address

Date

NS

5/6/03

1383 QUINCY ST NW  
Name and Address

Date

W. D

5/6/03

1365 QUINCY ST NW  
Name and Address

Date

James Ed Johnson

1329 Quincy St NW  
Name and Address

Date

Isabel Manalo + Jeff Kwiatkowski 5.7.03

1366 Quincy ST. NW  
Name and Address

Date

Sharon Rose

5.7.03

1364 Quincy St NW  
Name and Address

Date

#34821

Sta. H. 21

5-11-03

4020 ARKANSAS AVE NW  
Name and Address

Date

Karen Shaw

5-11-03

1333 Spring Rd, NW  
Name and Address

Date

\_\_\_\_\_  
Name and Address

Date

\_\_\_\_\_  
Name and Address

Date

\_\_\_\_\_  
Name and Address

Date

\_\_\_\_\_  
Name and Address

Date

**BEFORE  
THE DISTRICT OF COLUMBIA  
ALCOHOLIC BEVERAGE CONTROL BOARD**

**In the Matter of:**

Bertram W. Keller  
t/a Roberto's Pool Hall

Retailer's Class DT License  
(renewal)

at premises

3708 14<sup>th</sup> Street, N.W.  
Washington, D.C.

Case no. 34821-03/020P  
2003-42

Kristen Barden, Steve Leraris, James Johnson, Karen Shaw, Andy Sullivan, Isabel Manalo, Dixie Vaughns, Meg Goetz, Nelly Blanco, and Marko Doukanovic, Protestants

Bertram W. Keller, Applicant

**BEFORE:** Charles Burger, Acting Chairperson  
Vera Abbott, Member  
Laurie Collins, Member  
Judy Moy, Member  
Ellen Oppen-Weiner, Esquire, Member  
Audrey Thompson, Member

**ORDER ON VOLUNTARY AGREEMENT AND WITHDRAWN PROTEST**

The application, having been protested, came before the Board on January 29, 2003, in accordance with the D.C. Official Code Title 25, Section 601 (2000 Edition). Kristen Barden, Steve Leraris, James Johnson, Karen Shaw, Andy Sullivan, Isabel Manalo, Dixie Vaughns, Meg Goetz, Nelly Blanco, and Marko Doukanovic filed timely opposition.

The official records of the Board reflect that the parties have reached an agreement that has been reduced to writing and has been properly executed and filed with the Board. Pursuant to the agreement, dated April 16, 2003, the protestants have agreed to withdraw the opposition, provided, however, the Board's approval of the pending application is

Bertram S. Walker  
t/a Roberto's Pool Hall  
3708 14<sup>th</sup> Street, N.W.  
Case no. 34821-03/020P

conditioned upon the licensee's continuing compliance with the terms of the agreement.

Accordingly, it is this 11<sup>th</sup> day of June 2003, **ORDERED** that:

1. The opposition of Kristen Barden, Steve Leraris, James Johnson, Karen Shaw, Andy Sullivan, Isabel Manalo, Dixie Vaughns, Meg Goetz, Nelly Blanco, and Marko Doukanovic is **WITHDRAWN**;
2. The application of Bertram S. Walker t/a Roberto's Pool Hall for a retailer's class DT license (renewal) at 3708 14<sup>th</sup> Street, N.W., Washington, D.C. is **GRANTED**;
3. The above-referenced agreement is **INCORPORATED** as part of this Order;  
and
4. Copies of this Order shall be sent to the Protestants and the Applicant.

District of Columbia  
Alcoholic Beverage Control Board

Charles Burger  
Charles Burger, Acting Chairperson

Vern M. Abbott  
Vern Abbott, Member

Laurie Collins  
Laurie Collins, Member

Judy Moy  
Judy Moy, Member

Not Voting  
Ellen Oppen-Weiner, Esquire, Member

Not Voting  
Audrey E. Thompson, Member